



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600/2900

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In re application of:

Nordine CHEIKH *et al.*

Appln. No.: 09/237,183

Filed: January 26, 1999

Title: **Nucleic Acid Molecules and Other
Molecules Associated with the Sucrose
Pathway**

Art Unit: 1631

Examiner: Ardin H. MARSCHEL

Atty. Docket: 16517.228

#24
Plunkett
10/22/02

**Notice of Appeal from the Examiner to the
Board of Patent Appeals and Interferences**

Commissioner for Patents
Washington, DC 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 16, 2002, that resulted in Applicants having claims that have been twice or finally rejected.

Authorization to charge the official fees for this filing is given in the accompanying transmittal letter. A duplicate copy of this Notice is attached.

10/17/2002 SDENB0B1 00000041 502387 09237183
01 FC:1401 320.00 CH

Respectfully submitted,

David R. Marsh (Reg. No. 41,408)
June E. Cohan (Reg. No. 43,741)

Date: October 15, 2002

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Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application No. 09/237,183
Filed: January 26, 1999
Title: **Nucleic Acid Molecules and Other Molecules Associated with the
Sucrose Pathway**
Inventors: Nordine CHEIKH *et al.*
Atty. Docket: 16517.228

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Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office (USPTO):

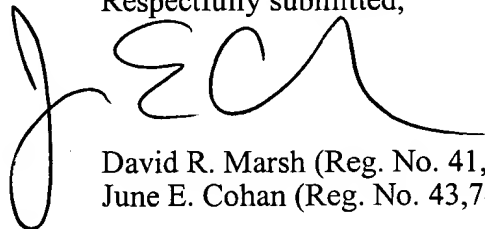
1. Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences (in duplicate); and
2. Return postcard.

Applicants request that the \$320.00 fee for filing a notice of appeal be charged to Deposit Account No. 50-2387, referencing matter no. 16517.228.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees under 37 C.F.R. §§ 1.16 or 1.17 are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter Deposit Account No. 50-2387, referencing matter number 16517.228. A duplicate copy of this letter is enclosed.

Respectfully submitted,



David R. Marsh (Reg. No. 41,408)
June E. Cohan (Reg. No. 43,741)

Attachments